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APPLICATION NO		HING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
10 072,855		02:06.2002	Junichi Karasawa	81751.0026 2296	
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500 S. GR. SUITE 190		NUE	NGUYEN, THINH T		
LOS ANGELES, CA 90071-2611			ART UNIT	PAPER NUMBER	
				2×1×	
				DATE MAILED: 03/20/2003	

Please find below and/or attached an Office communication concerning this application or proceeding.

4a) Of the above claim(s)		Application No.	pplicant(s)	
Thinh T Nguyen The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. The MAILING DATE OF THIS COMMUNICATION. If the period for reply specified above a less than thery (30) days, a reply with the statisty remover may a reply be timely field. If the period for reply specified above a less than thery (30) days, a reply with the statisty remover may only to days will be considered timely. If the period to reply specified above a less than thery (30) days, a reply with the statisty remover may only to days will be considered timely. If the period to reply specified above a less than thery (30) days, a reply with the statisty remover may only to the statisty remover may a reply with the constraints of the communication of the period of th		10/072,855	KARASAWA ET AL.	
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1) Responsive to communication(s) filed on <i>Q6.February 2002</i> . 2a) This action is FINAL 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) <i>1-23</i> is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) is/are objected to. 8) Claim(s) is/are subject to restriction and/or election requirement. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b) disapproved by the Examiner. 12) The oath or declaration is objected to by the Examiner. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1 Certified copies of the priority documents have been received. 2 Certified copies of the priority documents have been received in Application No 3 Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121. **Attachment(s)	THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period versilled to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	36(a). In no event, however, may a y within the statutory minimum of thi will apply and will expire SIX (6) MO, cause the application to become A	reply be timely filed rly (30) days will be considered timely. NTHS from the mailing date of this communication BANDONED (35 U.S.C. § 133)	n
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		5) Notice of		

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DETAILED OFFICE ACTION

Election/Restrictions

Claims 1-23 are pending in this application.

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
- Group I. Claims 1-15, drawn to a semiconductor device, classified in class 257, subclass 377.
- Group II. Claims 16-23, drawn to process of making a semiconductor device, classified in class 438, and subclass 669.
- 2. The inventions are distinct, each from the other because of the following reasons:

Inventions II and I are related as process of making and product made. The inventions are distinct if either or both of following can be shown: (1) that the process as claimed can be use to make other and materially different product or by hand, or (2) that process as claimed can be made by another and materially different process. (MPEP § 806.05(f)). In the instance case unpatentabilities of the group I invention would not necessarily imply unpatentability of the group II invention, since the device of the group I invention could be made by the processes materially different from those of the group II invention, for example, in the claim 16, wherein the method of making a semiconductor device of claim 16 can be use to make a CMOS macrocell device or an arrays of CMOS transistors which are materially different from claim 1 (which is basically the invention of a Static RAM memory device).

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, the fields of search are not coextensive. Therefore, separate examination would be required and restriction for examination purposes as indicated is proper.

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4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the

inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the

currently named inventors is no longer an inventor of at least one claim remaining in the

application. Any amendment of inventorship must be accompanied by a diligently filed petition

under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(h).

5. Any inquiry concerning this communication on earlier communications from the

examiner should be directed to Thinh T Nguyen whose telephone number is (703) 305-0421.

The examiner can normally be reached on Monday-Friday from 7:30 AM to 5:00 PM. The

examiner's supervisor, David Nelms can be reached on (703) 308-4910. The fax phone number for

the organization where this application or proceeding is assigned is (703) 308-7724.

Any inquiry of a general nature or relating to the status of this application or proceeding

should be directed to the receptionist whose telephone number is (703) 308-0956.

Thinh T Nguyen Th

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HOAIHO PRIMARY FXAMINER Page 3